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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/050,917	01/22/2002	David A. Braun	100111255-1	4940

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HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
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EXAMINER

DESIR, JEAN WICEL

ART UNIT	PAPER NUMBER
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2614

DATE MAILED: 09/27/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/050,917	Applicant(s) BRAUN, DAVID A.	
	Examiner Jean W. Désir	Art Unit 2614	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-14 is/are pending in the application.
4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-14 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. ____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date ____. | 6) <input type="checkbox"/> Other: ____. |

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 6-14 are rejected under 35 U.S.C. 102(b) as being anticipated by Miseli (US 5,537,145).

Claim 6:

The claimed "a keypad" is disclose, see Fig. 1 items 123, 124;

the claimed "a video display screen" is disclosed, see Fig. 1 item 135;

the claimed "a memory that stores information for a video display test program" is disclosed, see Fig. 1 items 105, 106, 125;

the claimed "a processor that extracts the information for video display test program from the memory, converts the information into video display test signals, and executes the video display test program" is disclosed, see Fig. 1 items 110, 111 col. 4 lines 24-53;

the claimed "a controller that sends the video display test signals in a proper format to the video display screen" is disclosed, see Fig. 1 items 115, 116, 117, 135, col. 4 lines 36-53, col. 5 line 36 to col. 6 line 28.

Claims 7, 8 are disclosed, see Fig. 1 items 110, 105.

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Claim 9 is disclosed, see Fig. 1 items 123, 124.

Claim 10 is disclosed, see Fig. 1 items 122, 121, 130.

Claim 11 is disclosed, see Fig. 1 item 105, col. 4 lines 17-25.

Claims 12, 13 are disclosed, see col. 4 lines 17-53, col. 5 line 36 to col. 6 line 28.

Claim 14 is disclosed, see col. 5 line 44, col. 2 lines 5-11, col. 1 lines 29-31.

3. Claims 1-5 are rejected under 35 U.S.C. 102(b) as being anticipated by Perholtz et al (US 5,732,212).

Claim 1:

The claimed "receiving a request for service on a video display device from an end user at a remote site" is disclosed, see col. 7 lines 6-50;

the claimed "providing an access code to the end user at the remote site to initiate a video display test on the video display device using information stored inside the video display device" is disclosed, see col. 38 lines 9-60;

the claimed "receiving reports from the end user at the remote site; and diagnosing on a functionality of the video display device based on the reports received from the end user" is disclosed, see col. 8 lines 1-44, col. 32 line 37 to col. 33 line 23.

Claims 2, 5 are inherent to Perholtz's disclosure.

Claim 3 is rejected for the same reasons as claim 1.

Claim 4 is disclosed, see col. 8 lines 11-58.

Conclusion

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jean W. Désir whose telephone number is (703) 308 9571. The examiner can normally be reached on 5/4/9 - First Friday Off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John W. Miller can be reached on (703) 305 4795. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JWD
Sep. 20, 04


MICHAEL H. LEE
PRIMARY EXAMINER